

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA 348 of 2023

Dr. Enamul Hoque -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. A. Hati,
Ld. Advocate.
For the State Respondent : Mr. S. Ghosh,
Ld. Advocate.

02
12.12.2023

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

Affidavit of service filed be kept on record.

In this application, the applicant has prayed for setting aside the impugned transfer order dated 17.04.2023 in which he has been transferred from Jangipur SD Hospital, Murshidabad to Kurseong SD Hospital, Darjeeling. Mr. Hati, learned counsel for the applicant submits that due to several medical ailments, the applicant is not in a position to move to Kurseong and has prayed before the authorities for reconsideration of this transfer order.

Mr. S. Ghosh, learned counsel appearing on behalf of the respondent authorities submit that the applicant has not complied with the transfer order and has failed to join the new place of posting since the month of April, 2023.

After hearing the submissions of the learned counsels and considering that transfer is an obligatory and integral part of a government employee's service life, it is therefore the opinion of this Tribunal that it cannot interfere into routine administrative matters of the department. The applicant's side has also not presented or expressed any malafide intention in this transfer matter.

Accordingly, no order is passed and the application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM